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4   **UNITED STATES DISTRICT COURT**

5   **NORTHERN DISTRICT OF CALIFORNIA**

6   **SAN JOSE DIVISION**

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8   FINJAN, INC.,   Case No. 17-cv-00072-BLF

9   Plaintiff,

10   v.   **ORDER DENYING PLAINTIFF'S ADMINISTRATIVE MOTION TO FILE UNDER SEAL**

11   CISCO SYSTEMS INC.,
                                                   [Re: ECF 122]
12   Defendant.

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14   On May 1, 2018, Plaintiff Finjan, Inc. ("Finjan") submitted an administrative motion to file

15   under seal portions of its Reply Claim Construction Brief and accompanying Exhibit 1 to the

16   Declaration of James Hannah. Mot., ECF 122. Finjan states that the portions sought to be sealed

17   have been designated as confidential by Defendant Cisco Systems, Inc. ("Cisco"). Hannah Decl.

18   ¶¶ 3–5, ECF 122-1.

19   Parties moving to seal documents must comply with the procedures established by Civ.

20   L.R. 79-5. Under the Local Rules, "[w]ithin 4 days of the filing of the Administrative Motion to

21   File Under Seal, the Designating Party must file a declaration as required by subsection 79-

22   5(d)(1)(A) establishing that all of the designated material is sealable." Civ. L.R. 79-5(e)(1).
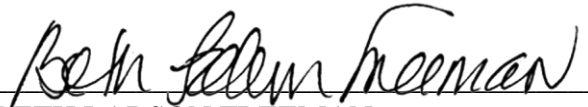
23   On May 5, 2018, Cisco submitted a notice stating that the portions sought to be sealed do

24   not "discuss any confidential information warranting exclusion from the public record." ECF 125.

25   Because Cisco, the designating party, represents that the information in the documents submitted

26   by Finjan does not warrant sealing, Finjan's motion to seal is hereby DENIED.

27   For any request that has been denied because the party designating a document as

28   confidential or subject to a protective order has not provided sufficient reasons to seal, the

United States District Court
Northern District of California

1   submitting party must file the unredacted (or lesser redacted) documents into the public record no

2   earlier than 4 days and no later than 10 days from the filing of this order.

3   **IT IS SO ORDERED.**

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5   Dated: May 8, 2018

6   _____

7   BETH LABSON FREEMAN
           United States District Judge

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United States District Court
Northern District of California

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